IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 5TH JANUARY 2007 / 15TH POUSHA, 1928

Bail Appl..No. 7579 of 2006()

CRIME NO.875/06 OF CHAVARA POLICE STATION.

PETITIONER/ACCUSED

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1. JOSEPH, S/O.RAPHEL,
   JOSEPH BHAVANAM, KOVILTHOTTAM,
   KARUNAGAPPALLY, KOLLAM.

2. ANTONY, S/O.RAPHEL,
   JOSEPH BHAVANAM, KOVILTHOTTAM,
   CHAVARA, KARUNAGAPPALLY, KOLLAM.

3. RAJAN, S/O.BERNARD,
   SUNDARASSERIL, KOVILTHOTTAM, CHAVARA,
   KOLLAM.

BY ADV. SRI.C.RAJENDRAN

RESPONDENT: COMPLAINANT

STATE OF KERALA,
REP. BY THE SUB INSPECTOR OF POLICE,
CHAVARA POLICE STATION, THROUGH THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 7579 OF 2006

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DATED THIS THE 5th DAY OF JANUARY, 2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioners who are accused Nos.1 to 3 in Crime No.875/06 of Chavara Police Station for offences punishable under Sections 323, 324 and 326 read with seciton 34 I.P.C., seek anticipatory bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs.10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

1. Petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

3. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

4. Petitioners shall not commit any offence while on bail.

5. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,JUDGE.

dsn